

R590. Insurance, Administration.

R590-119. Surplus Lines Stamping Fee.

R590-119-1. Authority.

This rule is adopted pursuant to Subsection 31A-2-201(3), Utah Code Annotated, which authorizes rules to implement the Insurance Code, and Subsection 31A-15-103(11)(d), U.C.A., which requires the commissioner to adopt a rule specifying the amount of the stamping fee collected by the surplus lines advisory organization.

R590-119-2. Purpose and Scope.

A. The purpose of this rule is to comply with the statutory requirement of Subsection 31A-15-103(11)(d), U.C.A., to adopt a rule establishing the amount of the surplus lines transaction stamping fee.

B. This rule shall apply to the advisory organization authorized to examine surplus lines transactions under Section 31A-15-111 and Subsection 31A-15-103(11), U.C.A.

R590-119-3. Definitions.

In addition to the definitions of Section 31A-1-301, U.C.A., the following definitions shall apply for the purpose of this rule:

A. "Stamping Fee" shall mean a percentage of the policy premium payable for the examination of a surplus lines transaction as required in Subsection 31A-15-103(11), U.C.A.

B. "Surplus Lines Transactions" shall mean insurance transactions placed with unauthorized insurers in accordance with Section 31A-15-103, U.C.A.

R590-119-4. Rule.

The stamping fee to be collected by the surplus lines advisory organization for the examination described in Subsection 31A-15-103(11)(b) shall be 1/4 of 1% of the policy premium payable in connection with the transaction.

R590-119-5. Separability.

If any provision of this Rule or its application to any person or circumstance is for any reason held to be invalid, the remainder of the rule and the application of such provision to other persons or circumstances shall not be affected.

KEY: insurance law

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